

Jaime Kaplan

From: Reents, Scott <sreents@cgsh.com>
Sent: Friday, March 27, 2015 5:36 PM
To: Eric Lyttle; Meghan McCaffrey; Mike Lyle; William Burck; Stephen Hauss; Jaime Kaplan; Keith Forst
Cc: Liman, Lewis J.; Blackman, Jonathan I.; Morag, Boaz S.; Terceno, Joaquin; Tambay, Esti; Karlan, Matthew M.
Subject: RE: Rio Tinto v. Vale, 14 Civ. 3042 (SDNY)
Attachments: Rio Tinto v. Vale: Categorical Privilege Log

Eric,

It is not clear to me to what you are referring. Your logs are deficient for the reasons we identified in our letter.

We did have a conversation with Jaime Kaplan about BSGR's and Mr. Steinmetz's logs, in which we said they appeared to comply with the format requirements because – unlike Rio Tinto's log – they were appropriately detailed and specific. We explicitly discussed in that conversation what we set forth in our letter – that the parties need to include detail sufficient to allow for a fair evaluation of the claim of privilege. This is in fact reflected in Jaime's summary of that conversation (attached), in which he discusses a potential "back-and-forth" over the "specificity" of the categories and the need for "additional detail." Jaime stated that Rio Tinto was "on board" with such a process.

Our position is clearly stated in our letter, though we are available to discuss further if necessary. We await your response and the delivery of the information we require. If you do not agree with our position, we are prepared to address it with the Court and obtain the Court's direction.

Scott

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From: Eric Lyttle [mailto:EricLyttle@quinnemanuel.com]
Sent: Friday, March 27, 2015 2:36 PM
To: Reents, Scott; Meghan McCaffrey; Mike Lyle; William Burck; Stephen Hauss; Jaime Kaplan; Keith Forst
Cc: Liman, Lewis J.; Blackman, Jonathan I.; Morag, Boaz S.; Terceno, Joaquin; Tambay, Esti; Karlan, Matthew M.
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Lewis and Scott, I believe we called you specifically to discuss the format and content of the priv logs before we prepared ours. We believed our log conformed with that conversation. It therefore would be helpful if you could explain your concerns in light of that conversation.

From: Reents, Scott [mailto:sreents@cgsh.com]
Sent: Friday, March 27, 2015 2:17 PM
To: Meghan McCaffrey; Eric Lyttle; Mike Lyle; William Burck; Stephen Hauss; Jaime Kaplan; Keith Forst

Cc: Liman, Lewis J.; Blackman, Jonathan I.; Morag, Boaz S.; Terceno, Joaquin; Tambay, Esti; Karlan, Matthew M.
Subject: Rio Tinto v. Vale, 14 Civ. 3042 (SDNY)

Counsel,
Please see the attached correspondence.

Regards,
Scott

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